

A BILL

FOR AN ACT TO PROVIDE FOR TESTING INTOXICATING LIQUORS.

Be it enacted by the General Assembly of the State of Iowa :

SECTION 1. That in any prosecution for the sale of or keeping for sale or with the intent
2 to sell any intoxicating liquors as prohibited by the laws of this State, or when any liquors
3 have been seized as intoxicating liquors with the intent to condemn and destroy the same,
4 if any question shall arise as to whether the liquors so taken or seized or in controversy are
5 intoxicating, it shall be the duty of the Judge, Justice of the Peace or other magistrate
6 before whom the suit is pending, to engage some competent person to make an analysis of
7 such liquor to ascertain the amount of alcohol that the same may contain.

SEC. 2. In case on such analysis the liquor is shown to contain two per cent or more of
2 alcohol, either by bulk or weight, such liquor shall be declared to be intoxicating, and shall
3 be condemned and destroyed accordingly.

SEC. 3. The expense of the analysis shall be taxed as costs in the case the same as other
2 costs ; *provided*, that for such analysis of one kind of liquors no more than five dollars shall
3 be allowed, and if two or more kinds of liquor are analyzed by the same person in the same
4 case not more than three dollars for each subsequent analysis shall be allowed and taxed as
5 costs. The party making the analysis shall be allowed, in addition, the same per diem and
6 mileage as other witnesses.

SEC. 4. This act being deemed by the General Assembly of immediate importance, shall
2 take effect from and after its publication in the Iowa State Register and Des Moines Leader,
3 newspapers published in Des Moines, Iowa.